

Ch. 35 ARMS CONTROL AND DISARMAMENT**22 § 2575****(b) Official policy on arms control to United States Information Agency for dissemination**

the Director shall perform functions pursuant to section 2(c) of Reorganization Plan 8 of 1953 with respect to providing to the United States Information Agency official United States positions and policy on arms control and disarmament matters for dissemination abroad.

(c) Plans for inspection and control system

the Director is authorized (1) to formulate plans and make preparations for the establishment, operation, and funding of inspection and control systems which may become part of the United States arms control and disarmament activities, and (2) as authorized by law, to put into effect, direct, or otherwise assume United States responsibility for such systems.

(Pub. L. 87-297, Title III, § 34, Sept. 26, 1961, 75 Stat. 634.)

HISTORICAL AND STATUTORY NOTES**Revision Notes and Legislative Reports**

1961 Act. House Report No. 1165 and Conference Report No. 1263, see 1961 U.S. Code Cong. and Adm. News, p. 2903.

References in Text

Reorganization Plan 8 of 1953, referred to in subsec. (b), is set out in Appendix 1 of Title 5, Government Organization and Employees.

United States Information Agency

The United States Information Agency, referred to in subsec. (b), was abolished

and replaced by the International Communication Agency pursuant to Reorg. Plan No. 2 of 1977, 42 F.R. 62461, 91 Stat. 1636, set out in Appendix 1 of Title 5, Government Organization and Employees, effective on or before July 1, 1978, at such time as specified by the President. The International Communication Agency was redesignated the United States Information Agency by section 303 of Pub. L. 97-241, Title III, Aug. 24, 1982, 96 Stat. 291, set out as a note under section 1461 of this title.

LIBRARY REFERENCES**American Digest System**

Relations between states in general, see International Law ¶10.

Encyclopedias

Relations between states in general, see C.J.S. International Law § 12.

WESTLAW ELECTRONIC RESEARCH

International law cases: 221k [add key number].

See, also, WESTLAW guide following the Explanation pages of this volume.

§ 2575. Coordination of Government agencies and resolution of policy differences

The President is authorized to establish procedures to (1) assure cooperation, consultation, and a continuing exchange of information between the Agency and the Department of Defense, the Atomic Energy Commission, the National Aeronautics and Space Admin-

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istration and other affected Government agencies, in all significant aspects of United States arms control and disarmament policy and related matters, including current and prospective policies, plans, and programs, (2) resolve differences of opinion between the Director and such other agencies which cannot be resolved through consultation, and (3) provide for presentation to the President of recommendations of the Director with respect to such differences, when such differences involve major matters of policy and cannot be resolved through consultation.

(Pub. L. 87-297, Title III, § 35, Sept. 26, 1961, 75 Stat. 635.)

HISTORICAL AND STATUTORY NOTES

Revision Notes and Legislative Reports
1961 Act. House Report No. 1165 and Conference Report No. 1263, see 1961 U.S. Code Cong. and Adm. News, p. 2903.

Transfer of Functions

The Atomic Energy Commission was abolished and all functions were transferred to the Administrator of the Energy Research and Development Adminis-

tration (unless otherwise specifically provided) by section 5814 of Title 42, The Public Health and Welfare. The Energy Research and Development Administration was terminated and functions vested by law in the Administrator thereof were transferred to the Secretary of Energy (unless otherwise specifically provided) by sections 7151(a) and 7293 of Title 42.

EXECUTIVE ORDERS

EXECUTIVE ORDER NO. 11044

Aug. 20, 1962, 27 F.R. 8341, as amended by Ex. Ord. No. 12608, Sept. 9, 1987, 52 F.R. 34617

INTERAGENCY COORDINATION

WHEREAS there has been established by law the United States Arms Control and Disarmament Agency; and

WHEREAS the Arms Control and Disarmament Act [this chapter] provides that the Director of that Agency shall be the principal adviser to the Secretary of State and the President on Arms control and disarmament matters and requires the Director to assume primary responsibility within the Government for such matters under the direction of the Secretary of State; and

WHEREAS the Act [this chapter] authorizes and directs the said Director to coordinate significant aspects of the United States arms control and disarmament policy and related matters; and

WHEREAS it is desirable that the President establish procedures for coordination, and for the resolution of differences of opinion between the United

States Arms Control and Disarmament Agency and other affected Government agencies, concerning all significant aspects of arms control and disarmament policy and related matters:

NOW, THEREFORE, by virtue of the authority vested in me by the Arms Control and Disarmament Act (75 Stat. 631; 50 U.S.C. 1501 et seq.) [now classified to this chapter], and as President of the United States, it is hereby ordered as follows:

Section 1. Definitions. As used hereinafter:

(a) The word "Director" means the Director of the United States Arms Control and Disarmament Agency.

(b) The term "affected agencies" shall include the Department of Defense, the Atomic Energy Commission, the Central Intelligence Agency, the National Aeronautics and Space Administration, and, when not inappropriate in the context,

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the United States Arms Control and Disarmament Agency, and shall include also such other agencies as the Director may designate hereunder.

(c) The terms "arms control" and "disarmament" shall be defined as they are defined in § 3(a) of the Arms Control and Disarmament Act [section 2552 of this title].

(d) The term "related matters" shall include those matters which are necessary to, desirable for, or otherwise directly connected with the functions prescribed in §§ 3 and 4 of this order.

Sec. 2. Cooperation. The Director and the heads of affected agencies shall keep each other fully and currently informed on all significant aspects of United States arms control and disarmament policy and related matters, including current and prospective policies, plans, and programs. Differences of opinion concerning arms control and disarmament policy and related matters arising between the United States Arms Control and Disarmament Agency and other affected agencies with respect to such subjects which involve major matters of policy and cannot be resolved through consultation shall be promptly referred to the President for decision. In such instances the head of an agency presenting recommendations with respect to such differences to the President shall give the heads of affected agencies notice of the occasion for and substance of his recommendations.

Sec. 3. Policy coordination. The Director shall establish procedures consistent with this order and the Arms Control and Disarmament Act [this chapter] to assure coordination of:

(1) his recommendations to the Secretary of State and the President and to the heads of affected agencies relating to United States arms control and disarmament policy;

(2) Government planning for the conduct and support of research for arms control and disarmament policy formulation, including the comprehensive balanced plan provided for in Section 4 of this order;

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be transmitted either as an individual program or as an aggregation of related programs, and classification requirements for transmitted statements.

Change of Name

The name of the Committee on International Relations of the House of Representatives was changed to Committee on Foreign Affairs, effective Feb. 5, 1979, by House Resolution 89, 96th Congress.

Abolition of the Joint Committee on Atomic Energy

The Joint Committee on Atomic Energy, referred to in subsec. (b)(3), was

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abolished by section 2258 of Title 42, The Public Health and Welfare and references to the Joint Committee are deemed, on or after Sept. 20, 1977, to refer to the committees of the Senate or House of Representatives which, under the rules of the Senate or House, have jurisdiction over the subject matter with records and files of the Joint Committee being transferred to the respective committees of the House or Senate.

LIBRARY REFERENCES**American Digest System**

Particular executive departments, see United States ¶33.

Procuring war materials, and conversion to war production and reconversion, see War and National Emergency ¶41, 43.

Encyclopedias

Particular executive departments, see C.J.S. United States § 33.

Procuring war materials, and conversion to war production and reconversion, see C.J.S. War and National Defense §§ 48, 49, 59.

WESTLAW ELECTRONIC RESEARCH

United States cases: 393k [add key number].

War and national emergency cases: 402k [add key number].

See, also, WESTLAW guide following the Explanation pages of this volume.

§ 2577. Verification of Arms Control Agreements**(a) Report to Congress**

It is the sense of the Congress that adequate verification of compliance should be an indispensable part of any international arms control agreement. In recognition of such policy and in order to assure that arms control proposals made or accepted by the United States can be adequately verified, the Director shall report to the Congress, on a timely basis, or upon a request by an appropriate committee of the Congress—

(1) in the case of each element of any significant arms control proposal made to a foreign country by the United States, or made to the United States by a foreign country, the determination of the Director as to the degree to which such element can be verified by existing national technical means;

(2) in the case of any arms control agreement or treaty that has entered into force, any significant degradation or alteration in the capacity of the United States to verify the various components of such agreement or treaty;

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(3) the number of prof control verification on a agency; and

(4) the amount and per by the Agency for the pu arms control verification.

(b) Assumptions as to Impeding

For purposes of paragraphs section, the Director shall assu not expressly prohibited cou practices could be altered so :

(c) Disclosure of sensitive inform

Except as otherwise provide be construed as requiring the relating to intelligence source the verification of compliance (Pub. L. 87-297, Title III, § 37, as 91 Stat. 871.)

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Revision Notes and Legislative Rep 1977 Act. Senate Report No. 95- and House Conference Report

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Particular executive departments: Procuring war materials, and c see War and National Em

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Particular executive department: Procuring war materials, and c see C.J.S. War and Nation

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§ 2577a. Arms control**(a) Establishment of working g**

The President should estat

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(3) the number of professional personnel assigned to arms control verification on a full-time basis by each Government agency; and

(4) the amount and percentage of research funds expended by the Agency for the purpose of analyzing issues relating to arms control verification.

(b) Assumptions as to impeding of verification

For purposes of paragraphs (1) and (2) of subsection (a) of this section, the Director shall assume that all measures of concealment not expressly prohibited could be employed and that standard practices could be altered so as to impede verification.

(c) Disclosure of sensitive information

Except as otherwise provided by law, nothing in this section shall be construed as requiring the disclosure of sensitive information relating to intelligence sources or methods or persons employed in the verification of compliance with arms control agreements.

(Pub. L. 87-297, Title III, § 37, as added Pub. L. 95-108, § 4, Aug. 17, 1977, 91 Stat. 871.)

HISTORICAL AND STATUTORY NOTES

Revision Notes and Legislative Reports 95-563, see 1977 U.S. Code Cong. and 1977 Act. Senate Report No. 95-193 Adm. News, p. 1684.
and House Conference Report No.

LIBRARY REFERENCES**American Digest System**

Particular executive departments, see United States § 33.
Procuring war materials, and conversion to war production and reconversion, see War and National Emergency § 41, 43.

Encyclopedias

Particular executive departments, see C.J.S. United States § 33.
Procuring war materials, and conversion to war production and reconversion, see C.J.S. War and National Defense §§ 48, 49, 59.

WESTLAW ELECTRONIC RESEARCH

United States cases: 393k [add key number].
War and national emergency cases: 402k [add key number].
See, also, WESTLAW guide following the Explanation pages of this volume.

§ 2577a. Arms control verification**(a) Establishment of working group**

The President should establish a working group—

(1) to examine verification approaches to a strategic arms reduction agreement and other arms control agreements; and